

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA**

THE CHICKASAW NATION and	)	
THE CHOCTAW NATION,	)	
	)	
Plaintiffs,	)	No.: 05-01524-W
	)	
v.	)	Senior Judge Lee West
	)	
UNITED STATES DEPARTMENT OF	)	
THE INTERIOR, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

**JOINT MOTION FOR STATUS/PRETRIAL CONFERENCE**

Plaintiffs, the Chickasaw Nation and the Choctaw Nation (the “Nations”) and Defendants, jointly and respectfully request that this Court schedule a Status/Pretial Conference. The Nations respectfully request that the court schedule the conference as soon as reasonably practicable. Defendants respectfully request that the Court schedule the Status/Pretial Conference after the submission of the parties’ final pretial report (as well as other pretial submissions) on June 15, 2015.

The Court’s docketing order does not reflect a date for a Status/Pretial Conference. The parties believe that such a Status/Pretial Conference is necessary to enable the parties to prepare adequately for the trial that is scheduled to begin on July 14, 2015; to establish and coordinate schedules and accommodations for their respective fact and expert witnesses; and to maximize the potential for efficiency at trial. The parties respectfully

request the Court address the following issues at the Status/Pretrial Conference requested herein:

1. The expected length of trial;
2. The amount of trial time allotted to each party;
3. Phase I specific trial issues;
4. How deposition testimony will be presented at trial;
5. How and when objections to deposition testimony will be presented;
6. How to handle witnesses who will testify on more than one topic and/or serve as fact and expert witnesses;
7. Procedures related to demonstrative exhibits, including electronic exhibits, and exhibits containing confidential information;
8. Whether and how the Court will pre-admit exhibits into evidence; and
9. Any other issues the Court decides to address or determine.

DATED this 29th day of May 2015.

Respectfully submitted,

/s/ Michael Burrage

Michael Burrage, OBA No. 1350

Reggie Whitten, OBA No. 9576

**WHITTEN BURRAGE**

1215 Classen Drive

Oklahoma City, OK 73103

Telephone: (405) 516-7800

Facsimile: (405) 516-7800

Robert Henry, OBA #4111  
109 Lake Aluma Drive  
Oklahoma City, OK 73121  
Phone: 405-820-0343  
*Pro Bono*

C. Cary Patterson, TX Bar No. 1558700  
Bradley E. Beckworth, OBA No. 19982  
Trey Duck, TX Bar No. 24077234  
**NIX, PATTERSON & ROACH, LLP**  
205 Linda Drive  
Daingerfield, TX 75638  
Telephone: (903) 645-7333  
Facsimile: (903) 645-4415

Louis Bullock, OBA No. 1305  
**BULLOCK LAW FIRM, PLLC**  
110 West 7th Street, Suite 707  
Tulsa, OK 74119  
Telephone: (918) 584-2001  
Facsimile: (918) 779-4383

Bob Rabon, OBA No. 7373  
**RABON WOLF & RABON**  
P.O. Box 726  
Hugo, OK 74743  
Telephone: (580) 326-6427  
Facsimile: (580) 326-6032

Jason B. Aamodt, Esq., OBA No. 16974  
Deanna Hartley-Kelso, Esq., OBA No. 19272  
Dallas L.D. Strimple, Esq., OBA No. 30266  
**INDIAN AND ENVIRONMENTAL LAW GROUP**  
1723 E. 15th St, Suite 100  
Tulsa, OK 74104  
Telephone: (918) 347-6169  
Facsimile: (918) 398-0514

K. Lawson Pedigo, TX Bar No. 15716500  
**MILLER, KEFFER & PEDIGO**  
3400 Carlisle, Ste. 550  
Dallas, Texas 75204  
Telephone: (214) 696-2050  
Facsimile: (214) 696-2482

*Attorneys for The Chickasaw Nation  
and The Choctaw Nation*

SANFORD C. COATS  
United States Attorney

R.D. EVANS, JR., Louisiana Bar # 20805  
[Don.Evans@usdoj.gov](mailto:Don.Evans@usdoj.gov)  
Assistant United States Attorney  
Western District of Oklahoma  
210 Park Avenue, Suite 400  
Oklahoma City, OK 73102  
Tel: (405) 553-8700  
Fax: (405) 553-8885

JOHN C. CRUDEN  
Assistant Attorney General

/s/ Marissa Piropato

MARISSA A. PIROPATO, NY BAR #4323242

Marissa.Piropato@usdoj.gov

ANTHONY P. HOANG, FL Bar #0798193

Anthony.Hoang@usdoj.gov

EDWARD GELDERMANN, FL BAR #  
0038316

Jay.Geldermann@usdoj.gov

MATTHEW MARINELLI, IL Bar #6277967

Matthew.Marinelli@usdoj.gov

JESSICA HELD, DC Bar #975864

Jessica.Held@usdoj.gov

FRANK J. SINGER

Frank.Singer@usdoj.gov

REUBEN S. SCHIFMAN

Reuben.Schifman@usdoj.gov

JUDITH COLEMAN

Judith.Coleman@usdoj.gov

United States Department of Justice

Environment and Natural Resources Division

Natural Resources Section

P.O. Box 7611

Washington, D.C. 20044-7611

Tel: (202) 305-0241

Tel: (202) 305-0242

Tel: (202) 305-0239

Tel: (202) 305-0575

Tel: (202) 305-0470

Tel: (202) 616-9409

Tel: (202) 305-4224

Tel: (202) 514-3553

Fax: (202) 305-0506

Attorneys for Defendants

**CERTIFICATE OF SERVICE**

I hereby certify that I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system, which will send email notification of such filing to all registered parties.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED: May 29, 2015.

/s/ Michael Burrage